IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

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WRIT PETITION NO : 25323 of 2004

Between:

Bandi Appi Reddy S/o Chenna Reddy
R/o Rajapuram Village, Chandrugonda, Khammam District

..... PETITIONER

AND

1 The Secretary to Government, Tribal Welfare Department, Government of Andhra Pradesh, Hyderabad
2 The Additional Agent to Government and Project Officer, ITDA, Bhadrachalam, Khammam District
3 The Special Deputy Collector (TW), Palvancha, Khammam District
4 The Mandal Revenue Officer, Chandrugonda Mandal, Khammam District
5 Kapila Srirama Murthy (died) rep. by his Son as Legal Representative Ram Kumar R/o Pentlam Village, Chandrugonda Mandal, Khammam District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, particularly one in the nature of Mandamus declaring the inaction of the 1st respondent herein in not suspending the operation of the order at 24-2-1999 in LTR Case No. 968/94/CHG of the 3rd respondent herein, which was confirmed by the order dt 16-10-2004 in CMA No. 51 of 2003 of the second respondent which was served on the petitioner by Regd. Post on
28-12-2004 pending disposal of the Revision Petition filed before the 1st respondent herein against the said orders of the Respondents 2 and 3 herein as illegal, arbitrary

unreasonable, contrary to the provisions of A.P. Scheduled Area Land Transfer Regulation and issue a consequential direction to the 1st respondent herein directing him to suspend the operation of the said orders of the Respondents 2 and 3 herein pending disposal of the Revision Petition filed before the first respondent against the said order of respondents 2 and 3 herein.

Counsel for the Petitioner:MR.M.RAJAMALLA REDDY

Counsel for the Respondent Nos.1 to 4: GP FOR SOCIAL WELFARE

The Court at the stage of admission made the following ORDER:

Against the ejectment order in LTR case No.968/04/CGH, passed by the third respondent-Special Deputy Collector (TW), Palvancha, Khammam District, petitioner filed an appeal in C.M.A.No.51 of 2003 before the second respondent-Additional Agent to Government and Project Officer, ITDA, Bhadrachalam, Khammam District. The second respondent confirmed the said ejectment order by dismissing the appeal, against which, the petitioner filed a revision before the Government on 30-12-2004 and requested to stay the ejectment order, pending the revision. On the very next day of filing the revision, the petitioner moved this Court by way of filing the present writ petition stating that no final orders, as such, are passed on the said revision.

Since the statutory revision is pending adjudication, the writ petition cannot be entertained. However, *status quo* existing as on the date of dismissal of the appeal shall be maintained till the disposal of the revision by the Government.

With the above observation, the writ petition is dismissed. No costs.

5th JANUARY, 2005.

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To

1 The Secretary to Government, Tribal Welfare Department, Government of Andhra Pradesh, Hyderabad
2 The Additional Agent to Government and Project Officer, ITDA, Bhadrachalam, Khammam District
3 The Special Deputy Collector (TW), Palvancha, Khammam District
4 The Mandal Revenue Officer, Chandrugonda Mandal, Khammam District
5 Two CCs to the Government Pleader for Social Welfare, A.P.High Court Buildings, Hyderabad (OUT).

6 Two CD copies.